

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO**

**PATRICIA R. LASATER,**

**Plaintiff,**

**vs.**

**Civ. No. 09-429 WDS**

**MICHAEL J. ASTRUE,  
Commissioner of Social Security,**

**Defendant.**

**ORDER**

**THIS MATTER** comes before the Court on Defendant Michael J. Astrue, Commissioner of Social Security's ("Defendant") Opposed Motion to Reverse and Remand for Further Administrative Proceedings filed December 23, 2009 [Doc. No. 21] and Plaintiff Patricia Lasater's ("Plaintiff") Response to Defendant's Opposed Motion to Reverse and Remand for Further Administrative Proceedings filed January 11, 2010. [Doc. No. 22]. Having considered the Motion and Response and further having considered Plaintiff's Motion to Reverse and Remand for a Rehearing filed October 13, 2009 [Doc. No. 17], this Court finds that Defendant's Motion is not well taken and it will be denied.

**IT IS ORDERED** that Defendant's Opposed Motion to Reverse and Remand for Further Administrative Proceedings is hereby denied.

**IT IS FURTHER ORDERED** that Defendant has thirty (30) days from the entry of this order to file a Response to Plaintiff's Motion to Reverse and Remand for a Rehearing. Plaintiff has

fifteen (15) days from the filing of Defendant's Response to file a Reply.

A handwritten signature in black ink, appearing to read 'W. Daniel Schneider', is positioned above a horizontal line.

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**W. DANIEL SCHNEIDER**  
**United States Magistrate Judge**